

Exhibit D

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1 SUPERIOR COURT OF NEW JERSEY
2 LAW DIVISION: MIDDLESEX COUNTY
3 DOCKET NO. MID-2912-17AS
4 APPELLATE DOCKET NO. _____

5 RICARDO RIMONDI AND PILAR RIMONDI,)
6)
7)
8 Plaintiffs,)
9) TRANSCRIPT
10 v.) OF
11) TRIAL
12 BASF CATALYSTS LLC, et al.,)
13)
14 Defendants.)
15 _____)
16)

17 Place: Middlesex County Courthouse
18 56 Paterson Street
19 New Brunswick, New Jersey 08903
20 Date: Tuesday, March 5, 2019
21 (Volume 1 of 2)
22 (Pages 1 - 200)

23 BEFORE:

24 HON. ANA C. VISCOMI, J.S.C. and JURY

25 TRANSCRIPT ORDERED BY:

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9 Attorneys for Defendants,

Johnson & Johnson, and

10 Johnson & Johnson Consumer, Inc.

1 Q But now, for example, you've done some PLM
2 work without concentration on Johnson & Johnson
3 products, right?

4 A That is correct.

5 Q So no bias in that against finding
6 chrysotile, right?

7 A Yes, sir. There is some.

8 Q Okay. Because there may be a thin fiber?

9 A Yes, sir. It's harder to see chrysotile by PLM at
10 these concentrations.

11 Q But certainly you no longer have the issue of
12 heavy density separation, right?

13 A That is correct.

14 Q And you still didn't find chrysotile, right?

15 A No. We haven't seen it.

16 Q And with respect to TEM work, you said there
17 are some limitations for looking at, for chrysotile,
18 with PLM; you could, if you wanted to, do TEM work
19 without concentration to see if there's any chrysotile
20 that you can find in any Johnson & Johnson products,
21 right?

22 A Within the limitations of the detection limit,
23 that's correct.

24 Q And you have simply chosen not to do that
25 analysis?

1 A That's correct. Not yet.

2 Q So to be clear, when we see documents,
3 plaintiffs have presented documents that chrysotile is
4 in Johnson & Johnson, you, the expert, as the expert
5 coming to testify for them, have not done TEM work
6 without concentration in order to check whether
7 chrysotile is really in this product, right?

8 A That is correct.

9 Q So let's now talk about amphiboles. And if
10 we go to slide 7, I blocked those out a little bit.

11 So now I've separated out the amphibole types
12 from the -- chrysotile is a serpentine mineral, right?

13 A That is correct.

14 Q And amphibole, the word amphibole does not
15 mean asbestos, correct?

16 A Does not.

17 Q And you'll see here that for some of the
18 amphiboles, the amphibole asbestos types are listed on
19 the left. For some of the amphiboles there are special
20 names when the amphibole occurs in its asbestos-form,
21 correct?

22 A Correct.

23 Q So like riebeckite is the non-asbestos
24 version of crocidolite, just as an example?

25 A That is correct.

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CERTIFICATION

I, ANDREA F. NOCKS, C.S.R., License Number
30XI00157300, an Certified Court Reporter in and for the
State of New Jersey, do hereby certify the foregoing to
be prepared in full compliance with the current
Transcript Format for Judicial Proceedings and is a true
and accurate non-compressed transcript to the
Best of my knowledge and ability.



ANDREA F. NOCKS

March 5, 2019

CERTIFIED COURT REPORTER

DATE

MIDDLESEX COUNTY COURTHOUSE